

REMARKS

Claims 2, 5, 39 and 40 are now pending in this application. Claims 1, 3, 4, and 6 to 38 have been canceled, without prejudice or disclaimer. Claims 2, 5, 39, and 40 have been amended to correct informalities and to clarify the present invention.

Claims 2 and 5 were objected to because of the informalities itemized in the Office Action. The corrections suggested in the Action have been made, thereby overcoming these objections.

Claims 2, 5, 39, and 40 were rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The Action points out numerous instances of insufficient antecedent basis in claims 2, 5, 39, and 40. In response, Applicant has amended these claims to provide for sufficient antecedent basis.

The Action concedes that claims 2, 5, 39, and 40 would be allowable if amended to overcome the objections and rejection under 35 U.S.C. § 112, second paragraph, as described above. Specifically, the Action states that the reasons for allowance are that the closest prior art of record teaches methods wherein combustion products of cigarette smoking are analyzed for levels of particular constituents, i.e. tar, nicotine. However, the Action states that this art neither teaches nor suggests a process for the isolation of p-benzosemiquinone, from cigarette smoke, in the manner claimed.

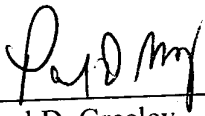
Applicant submits that claims 2, 5, 39, and 40 have been amended to overcome the objections and rejection under 35 U.S.C. § 112, second paragraph. Specifically, the aforementioned informalities have been corrected, and sufficient antecedent basis has been established. As such, all objections and rejections should be withdrawn since claims 2, 5, 39, and 40 are clearly in condition for immediate allowance.

Serial No.: 10/754,025
Group Art Unit No.: 1731
Reply to Office Action of November 17, 2004

In view of the foregoing, Applicant respectfully submits that the claims of the present invention are allowable, and request that the rejections be reconsidered and withdrawn. Applicant respectfully urges that the claims of this application be given favorable consideration and immediate passage to allowance. In the event that further clarification is required prior to allowance, Applicants respectfully requests that the Examiner contact Applicant's undersigned attorney.

Respectfully submitted,

2-17-05
Date



Paul D. Greeley
Attorney for Applicant
Registration No. 31,019
Ohlandt, Greeley, Ruggiero
& Perle, LLP
One Landmark Square, 10th Floor
Stamford, CT 06901-2682
Telephone (203) 327-4500
Fax (203) 327-6401